

By: Lucio

S.B. No. 1040

Substitute the following for S.B. No. 1040:

By: Krusee

C.S.S.B. No. 1040

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to education and examination requirements for the issuance  
3 of a driver's license.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Section 521.141, Transportation Code, is amended  
6 by adding Subsection (d) to read as follows:

7 (d) A driver education school may administer an examination  
8 to a student of that school under Section 521.1655 before the  
9 student applies for an instruction permit or driver's license.

10 SECTION 2. Section 521.1655, Transportation Code, is  
11 amended by amending Subsection (a) and adding Subsections (a-1) and  
12 (c) to read as follows:

13 (a) A driver education school licensed under Chapter 1001,  
14 Education Code, [~~the Texas Driver and Traffic Safety Education Act~~  
15 ~~(Article 4413(29c), Vernon's Texas Civil Statutes)] may administer  
16 to a student of that school the [~~vision~~7] highway sign[7] and  
17 traffic law parts of the examination required by Section 521.161 if  
18 the student:~~

19 (1) is 15 years of age or older, but under 18 years of  
20 age, and has completed and passed six hours of classroom  
21 instruction of a driver education course approved under Chapter  
22 1001, Education Code; or

23 (2) is 18 years of age or older and has completed and  
24 passed a six-hour traffic law classroom driver education course

1 approved under Chapter 1001, Education Code.

2 (a-1) A person conducting a driver education course  
3 approved under Section 521.205 may administer the highway sign and  
4 traffic law parts of the examination required by Section 521.161  
5 if:

6 (1) the student is 15 years of age or older, but under  
7 18 years of age, and has completed and passed the course; and

8 (2) the course is equivalent to a course under  
9 Subsection (a)(1).

10 (c) A driver education school may electronically administer  
11 an examination under this section provided that the school produces  
12 an electronic record of the examination and retains the record for  
13 the period required by the commissioner of education.

14 SECTION 3. Section 1001.101, Education Code, is amended to  
15 read as follows:

16 Sec. 1001.101. DRIVER EDUCATION COURSE CURRICULUM AND  
17 TEXTBOOKS. (a) The commissioner by rule shall establish the  
18 curriculum and designate the textbooks to be used in:

19 (1) a driver education course for minors and adults;  
20 and

21 (2) a traffic law classroom driver education course  
22 for adults.

23 (b) A driver education course under Subsection (a)(2) must:

24 (1) be a six-hour course; and

25 (2) include instruction in the following:

26 (A) driver's license requirements;

27 (B) vehicle inspection and registration;

- 1                   (C) financial responsibility;
- 2                   (D) highway signs that regulate, warn, or direct
- 3 traffic; and
- 4                   (E) the traffic laws of this state, including the
- 5 laws and penalties concerning driving while intoxicated or driving
- 6 under the influence of alcohol.
- 7           (c) An approved driving safety course does not qualify as a
- 8 course under Subsection (a)(2).

9           SECTION 4. The changes in law made by this Act apply to an  
10 application for the issuance of a driver's license filed on or after  
11 the effective date of this Act. An application for the issuance of  
12 a driver's license filed before the effective date of this Act is  
13 governed by the law in effect on the date of the filing, and that law  
14 is continued in effect for that purpose.

15           SECTION 5. This Act takes effect September 1, 2007.